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Attorneys for Defendant JOHNNY BROWN

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES,

Plaintiff,

v.

JOHNNY BROWN,

Defendant.

No. MJ 10-70394 MAJ

**STIPULATION AND ~~PROPOSED~~  
ORDER CONTINUING HEARING**

Johnny Brown, by and through Edward W. Swanson, and the United States, by and through Assistant United States Attorney William Frentzen, hereby agree and stipulate as follows:

1) The parties are scheduled to appear before this Court on May 26, 2010 at 9:30 a.m. for arraignment or preliminary hearing.

2) The parties are engaged in discussions about the possibility of pre-indictment resolution to this matter. To allow these negotiations to proceed, the parties request that this matter be continued to June 9, 2010 at 9:30 a.m.

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3) The parties agree that the ends of justice served by this continuance outweigh the best interests of the public and the defendant in a speedy trial and therefore request that time be excluded until June 9, 2010 pursuant to 18 U.S.C. § 3161(h)(7).

IT IS SO STIPULATED.

Dated: May 21, 2010

/s/  
Edward W. Swanson  
SWANSON & McNAMARA LLP  
Attorneys for JOHNNY BROWN

Dated: May 21, 2010

/s/  
William Frentzen  
Assistant United States Attorney

### ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED. The Court finds that the ends of justice served by this continuance outweigh the best interests of the public and the defendant in a speedy trial and therefore orders that time is excluded until June 9, 2010 pursuant to 18 U.S.C. § 3161(h)(7).

Dated: May 25, 2010

